

**MINUTES
OF THE
REGULAR MEETING OF
LAKEWOOD CITY COUNCIL
HELD IN COUNCIL CHAMBERS
12650 DETROIT AVENUE
APRIL 4, 2011
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:30 PM by Council President Madigan.

Present: Councilmembers, David Anderson, Thomas Bullock, Shawn Juris, Mary Louise Madigan, Ryan Nowlin, Brian Powers, Monique Smith,.

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Also Present: Mayor Summers, Law Director Butler, Finance Director Pae, Police Chief Malley, Fire Chief Gilman, Public Works Director Beno, Human Services Director Buckon, Housing's Ashby, Human Resources Director Yousefi, Assistant Planning & Development Director Siley.

Motion by Ms. Madigan, seconded by Mr. Powers, to approve the Minutes of the Regular Meeting of Council held March 21, 2011.

Motion adopted. All members present voting yea.

******OLD BUSINESS******

1. **ORDINANCE NO. 7-11** – AN ORDINANCE to allow leashed dog-walking in Lakewood Park and Kauffman Park, and to codify certain rules, restrictions and prohibitions related thereto. (PLACED ON 1ST READING & REFERRED TO THE PUBLIC SAFETY COMMITTEE 3/7/11, PLACED ON 2ND READING & RECOMMENDED FOR ADOPTION 3/21/11) (Pg.5)

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Ordinance No. 7-11.
Motion adopted. All members voting yea.

2. **ORDINANCE NO. 11-11** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, to extend the moratorium enacted by Ord. 72-10 on the granting of permits to operate an Internet Café, Sweepstakes Gaming Café or Computer Game Center for a period not to exceed six (6) months from April 18, 2011 in order to allow Council and the Lakewood Planning Commission to continue to review applicable

case law, criminal codes and the Lakewood Zoning Code relative to these establishments. (PLACED ON 1ST READING & REFERRED TO THE COMMITTEE OF THE WHOLE 3/21/11) (Pg. 9)

Motion by Ms. Madigan, seconded by Mr. Powers to place Ordinance No. 11-11 on 2nd Reading and refer back to the Committee of the Whole.

Motion adopted. All members voting yea.

3. **ORDINANCE NO. 12-11-** An Ordinance to amend Section 1129.06 Minimum Yard Requirements for Principal Uses; Section 1121.04, Conditionally Permitted Uses; Section 1123.04, Conditionally Permitted Uses of the Codified Ordinances of the City of Lakewood to correct prior drafting errors and to keep these sections consistent with other provisions of the Code. (PLACED ON 1ST READING & REFERRED TO THE PLANNING COMMISSION 3/21/11) (Pg.11)

Motion by Ms. Madigan, seconded by Mr. Powers, to place Ordinance No. 12-11 on 2nd Reading and refer to the Planning Commission.

Motion adopted. All members voting yea.

******NEW BUSINESS******

4. Communication from Councilmember Nowlin regarding Amendment of L.C.O. Section 521.10 (“Three Readings Rule”). (Pg.15)

Motion by Mr. Nowlin, seconded by Ms. Madigan, to receive, file refer the Rules & Ordinances Committee.

Motion adopted. All members voting yea.

5. **ORDINANCE NO. 13-11** – AN ORDINANCE modifying Section ~~521.10~~ of the Lakewood Codified Ordinances to bring that section in line with the provisions of the Second Amended Charter regarding the passage of resolutions of City Council. (Pg.16)

Motion by Mr. Nowlin, seconded by Mr. Bullock, to place Ordinance No. 13-11 on 1st Reading and refer it to the

6. Communication from Law Director Butler regarding Continued consultancy services provided by Emergency Services Consulting International, Inc. related to shared fire service among West shore communities. (Pg. 18)

Motion by Ms. Madigan, seconded by Mr. Powers, to receive and file he communication.

Motion adopted. All members voting yea.

7. **ORDINANCE NO. 14-11** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, authorizing the Mayor to enter into an agreement with the Westshore Council of Governments and Emergency Services Consulting International, Inc., an Oregon corporation, to provide consulting services in order to facilitate planning and implementation meetings for the consolidation of fire services. (Pg. 19)

Motion by Ms. Madigan, seconded by Mr. Powers, to suspend the rules requiring this Ordinance to be read on three separate days and placing Ordinance No. 14-11 on final reading.

Yea: Anderson, Bullock, Juris, Madigan, Nowling, Powers, Smith

Nay: None

Motion adopted. Rules suspend

Motion by Ms. Madigan, seconded by Mr. Powers. To adopt Ordinance No. 14-11.

Yea: Anderson, Bullock, Juris, Madigan, Nowling, Powers, Smith

Nay: None

8. Communication from Finance Director Pae regarding Authority for Purchasing through Consortiums & Purchasing Organizations. (Pg.23)

Motion by Ms. Madigan, seconded by Mr. Powers, to receive, file and refer the communication to the Finance Committee.

Motion adopted. All members voting yea.

9. **ORDINANCE NO. 15-11** – AN ORDINANCE authorizing the Director of Finance to enter into agreements with various purchasing agencies to create more efficient purchasing within the City of Lakewood and to permit direct purchasing from said agencies without the necessity of advertising and bidding as required in Lakewood Codified Ordinance §111.04, Bidding. (Pg.24)

Motion by Ms. Madigan, seconded by Mr. Powers, to place Ordinance No. 15-11 on 1st

10. Communication from Finance Director Pae regarding 2011 Capital Lease Authorization. (Pg.26)

Motion by Ms. Madigan, seconded by Mr. Powers, to receive, file and refer the communication to the Finance Committee.

Motion adopted. All members voting yea.

11. **ORDINANCE NO. 16-11** –AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council, or otherwise, to take effect and be in force at the earliest period allowed by law, to authorize the Director of Finance to enter into Equipment Leases in forms approved by the Director of Law on behalf of the City of Lakewood (“City”). (Pg. 27)

Motion by Ms. Madigan, seconded by Mr. Powers, to place Ordinance No. 16-11 on 1st Reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

12. Communication from Public Works Director Beno regarding CUY-Lakewood Signals Phase 3 (PID 82795) Detroit Avenue (West) FINAL LEGISLATION. (Pg. 32)

Motion by Ms. Madigan, seconded by Mr. Powers, to receive, file and refer the communication to the Public Works Committee.

Motion adopted. All members voting yea.

13. **ORDINANCE NO. 17-11** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council otherwise, it shall take effect and be in force after the earliest period allowed by law, authorizing the City of Lakewood to participate in the construction of traffic signals, radio interconnect and video detection on Detroit Avenue in the City of Lakewood with the Ohio Department of Transportation. (Pg.33)

Motion by Ms. Madigan, seconded by Mr. Powers, to place Ordinance No. 17-11 on 1st Reading and refer it to the Public Works Committee.

Motion adopted. All members voting yea.

14. Communication from Planning & Development Director Siley regarding Sale of Multiple Properties. (Pg. 36)

Motion by Ms. Madigan, seconded by Mr. Powers, to receive, file and refer the communication to the Housing Committee.

Motion adopted. All members voting yea.

15. **ORDINANCE NO. 18-11** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council otherwise, it shall take effect and be in force after the earliest period allowed by law, authorizing and directing the Director of Planning and Development to enter into an agreement with a licensed real estate broker to market for sale the real

property located at 1667 Waterbury (PP#315-06-148), 2070 Dowd (PP#315-23-199), 2107 Robin (PP#315-22-074), 13736 Madison Avenue (PP#315-03-031), 1482-84 W. 117th (PP#315-14-002), 1301 Cranford (PP#311-32-172), 2060 Marlowe (PP#314-19-062), 1269 Westlake (PP#311-29-041) and 1383 Sloane Avenue (PP#331-15-011) pursuant to Section 155.07 of the Codified Ordinances. (Pg. 37)

Motion by Ms. Madigan, seconded by Mr. Powers, to place Ordinance No. 18-11 on 1st Reading and refer it to the Housing Committee.

Motion adopted. All members voting yea.

16. Communication from Assistant Planning and Development Director Siley regarding Purchasing Real Property Under Sixty Thousand Dollars. (Pg.39)

Motion by Ms. Madigan, seconded by Mr. Powers, to receive, file and refer the communication to the Housing Committee.

Motion adopted. All members voting yea.

17. **ORDINANCE NO. 19-11** – AN ORDINANCE to permit the purchase of real property for an amount not to exceed \$60,000 without advertising and competitive bidding or specific approval of Council as required by Lakewood Codified Ordinance §111.04 for a period of three years from the effective date of this legislation. (Pg. 40)

Motion by Ms. Madigan, seconded by Mr. Powers, to place Ordinance No. 19-11 on 1st Reading and refer it to the Housing Committee.

Motion adopted. All members voting yea.

Motion by Ms. Madigan, seconded by Mr. Powers, to adjourn the meeting.

Motion adopted. All members present voting yea.

Meeting adjourned 8:14PM.

Approved: _____

CLERK

PRESIDENT